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OFFICE OF PETITIONS

50-1063/214
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REMITTANCE ADVICE	
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SCULLY, SCOTT, MURPHY & PRESSER
A PROFESSIONAL CORPORATION
400 GARDEN CITY PLAZA
GARDEN CITY, NEW YORK 11530-0299

THE SUM 730 DOLLARS

PAY TO THE ORDER OF
2-7-03 *James J. Murphy & Sons*

DATE

STEWART AVE. & CLINTON ROAD
GARDEN CITY, N.Y. 11530

BANK OF NEW YORK

BUSINESS ACCOUNT

James J. Murphy

DOLLARS

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**COMBINED NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES & PETITION FOR
EXTENSION OF TIME UNDER 37 C.F.R. 1.136(a) (Large Entity)**

Docket No.
13028

In Re Application Of: **Craig Myers, et al.**

Serial No. 09/666,369	Filing Date September 20, 2000	Examiner Leslie Wong	Group Art Unit 1761
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Invention:

**ANHYDROUS LACTITOL CRYSTALS, A PRODUCT CONTAINING THE SAME AND A PROCESS FOR THE
PREPARATION THEREOF AS WELL AS USE THEREOF**

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

This is a combined Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences and petition under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of **September 10, 2002** in the above-identified application.
Date

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated **September 10, 2002** finally rejecting Claim(s) **1-22 and 25-40**

Applicant(s) hereby request(s) an extension of time of (check desired time period):

☐ One month ☒ Two months ☐ Three months ☐ Four months ☐ Five months

from: **December 10, 2002** until: **February 10, 2003**
Date *Date*

The fee for the Notice of Appeal and Extension of Time has been calculated as shown below:

Fee for Notice of Appeal: **\$320.00**

Fee for Extension of Time: **\$410.00**

TOTAL FEE FOR NOTICE OF APPEAL AND EXTENSION OF TIME: **\$730.00**

The fee for the Notice of Appeal and extension of time is to be paid as follows:

☒ A check in the amount of **\$730.00** for the Notice of Appeal and extension of time is enclosed.

☐ Please charge Deposit Account No. _____ in the amount of _____
A duplicate copy of this sheet is enclosed.

☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. **19-1013/SSMP**
A duplicate copy of this sheet is enclosed.

☒ Any additional filing fees required under 37 C.F.R. 1.16.

☒ Any patent application processing fees under 37 CFR 1.17.

☒ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. **19-1013/SSMP** duplicate copy of this sheet is enclosed.

**COMBINED NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES & PETITION FOR
EXTENSION OF TIME UNDER 37 C.F.R. 1.136(a) (Large Entity)**

Docket No.
13028

In Re Application Of: Craig Myers, et al.

Serial No.
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Filing Date
September 20, 2000

Examiner
Leslie Wong

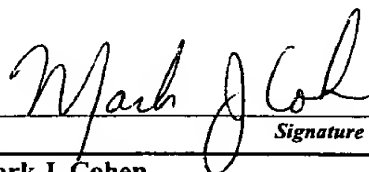
Group Art Unit
1761

Invention:

**ANHYDROUS LACTITOL CRYSTALS, A PRODUCT CONTAINING THE SAME AND A PROCESS FOR THE
PREPARATION THEREOF AS WELL AS USE THEREOF**

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

This combined Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences and petition for extension of time under 37 CFR 1.136(a) is respectfully submitted by the undersigned:


Signature

Dated: February 10, 2003

Mark J. Cohen
Registration No. 32,211
Scully, Scott, Murphy & Presser
400 Garden City Plaza
Garden City, NY 11530
(516) 742-4343

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I certify that this document and fee is being deposited on 2/10/03 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.	
Signature of Person Mailing Correspondence	
Mishelle Mustafa	
Typed or Printed Name of Person Mailing Correspondence	

CC: